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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of MARQUART, et al.)	Examiner:
)	
Serial No.: 10/772,083)	Art Unit:
)	
Filed: February 4, 2004)	Confirmation: 1663
)	
For: INTERACTIVE)	
COMPUTER-ASSISTED)	
SURGERY AND METHOD)	
)	
Date of Abandonment Notice:)	
April 19, 2006)	
)	
Attorney Docket No.:)	Cleveland, OH 44114
MAKO 2 00019 US / ZB042)	January 9, 2008

**RESPONSE TO NOTICE OF
INCOMPLETE REPLY (NONPROVISIONAL)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In connection with the above-entitled case, please find enclosed (1) the Patent Office return copy of the Notice of Incomplete Reply (Nonprovisional) issued December 16, 2004, (2) a Declaration for Patent Application signed by the inventors, (3) a Petition to Revive, and (4) a Revocation of Power of Attorney With New Power of Attorney and Change of Correspondence Address.

Certificate of Faxing

I certify that this **RESPONSE TO NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)** in connection with Ser. No. 10/772,083 is being
☐ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
☒ transmitted to facsimile number (571) 273-8300 under 37 C.F.R. § 1.8 on the date indicated below.

Date
January 9, 2008

Signature
Hilary M. McNulty
Printed Name
Hilary M. McNULTY

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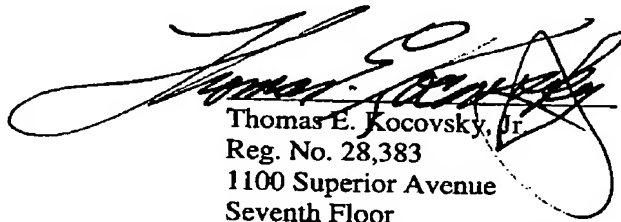
Payment of the 37 C.F.R 1.17(m) Petition fee in the amount of \$1,540.00; the 37 C.F.R 1.16(f) late oath or declaration surcharge in the amount of \$ 130.00; and a payment of \$890.00 for the missing statutory filing fee and additional claims fees are authorized to be charged to a Credit Card. The applicants enclose and appropriate form PTO-2038 for this purpose.

The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to Deposit Account No. 06-0308.

An early indication that all filing requirements have been met for this application is earnestly solicited.

Respectfully submitted,

FAY, SHARPE LLP



Thomas E. Kocovsky, Jr.
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Seventh Floor
Cleveland, OH 44114-2579
(216) 861-5582

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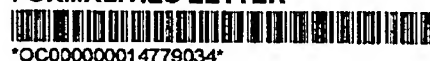
UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/772,083	02/04/2004		4204.29-1

23559
 MUNSCH, HARDT, KOPF & HARR, P.C.
 INTELLECTUAL PROPERTY DOCKET CLERK
 1445 ROSS AVENUE, SUITE 4000
 DALLAS, TX 75202-2790

CONFIRMATION NO. 1663

FORMALITIES LETTER

OC000000014779034

Date Mailed: 12/16/2004

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 12/06/2004 to the Notice to File Missing Parts (Notice) mailed 05/05/2004 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- The statutory basic filing fee is missing.
Applicant must submit \$ 790 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$100 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$890 for a Large Entity

- \$790 Statutory basic filing fee.

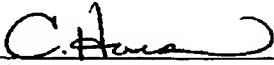
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01 FC:1453	1540.00 OP
02 FC:1011	310.00 OP
03 FC:1202	700.00 OP
04 FC:1111	500.00 DA 10.00 OP
05 FC:1311	210.00 DA

- Total additional claim fee(s) for this application is **\$100**
 - **\$100** for 2 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
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Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE